

**JUSTIN A. CALABRESE**

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February 21, 2014

**Via ECF**

Honorable Steven M. Gold  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

**Re: Government Employees Insurance Co., et al. v. Five Boro Medical  
Equipment, Inc., et al.  
Docket No.: 13-cv-03382 (JBW) (SMG)  
Our File No.: 5100-00650**

Dear Chief Magistrate Judge Gold:

As the Court is aware, we represent Plaintiffs Government Employees Insurance Company, et al. ("GEICO") in the above-referenced matter. On behalf of GEICO, we write to inform the Court that the parties have agreed to resolve this matter. While the parties recently executed a settlement agreement, the agreement contains certain provisions and preconditions that must be satisfied prior to filing a stipulation of discontinuance in this matter – which we expect to file within 45 days.

Thank you for your attention to this matter.

Respectfully submitted,

RIVKIN RADLER LLP

Justin A. Calabrese

cc: All counsel via ECF

JAC/dr

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